

**MINUTES OF THE MEETING OF THE  
BOARD OF PSYCHOLOGY**  
March 16, 2018

These minutes were  
approved by the Board  
on May 18, 2018

**1. ROLL CALL and CALL MEETING TO ORDER**

The meeting of the Board of Psychology was called to order by the Chair, Stephanie Bruhn, at 10:06 a.m. in Licensure Unit Conference Room LU1, State Office Building, Lincoln, Nebraska. Copies of the agenda were mailed to the Board members and other interested parties in accordance with the Open Meetings Law. The following members answered the roll call:

<b>MEMBERS PRESENT</b>	<b>BOARD REPRESENTATION</b>
Stephanie Bruhn, PhD Karen Billingsley Jerry Van Winkle, PsyD Stacy Waldron, PhD	Chair Member Member Vice-Chair
<b>MEMBERS ABSENT</b>	
Jennifer Dreibelbis Mary Fran Flood, PhD Mark Lukin, PhD	Member (entered meeting at 10:22 a.m.) Secretary Member (entered meeting at 1:04 p.m.)
<b>OTHERS PRESENT</b>	<b>AGENCY REPRESENTATION</b>
Kris Chiles Nancy Herdman Mindy Lester Anna Harrison Carla Cue Jeff Newman	Licensure Unit Licensure Unit Attorney General's Office Compliance Monitor Investigator Investigator

A quorum was present and the meeting convened.

**2. ADOPTION OF AGENDA**

**MOTION:** Waldron moved, seconded by Billingsley, to adopt the agenda. A roll call vote was taken. Voting aye: Bruhn, Billingsley, Van Winkle, Waldron (4). Voting nay: None (0). Absent: Dreibelbis, Flood, Lukin (3). Motion carried.

**3. APPROVAL OF MINUTES (1-19-18, 2-2-18)**

**MOTION:** Billingsley moved, seconded by Waldron to approve the minutes of 1-19-18 and 2-2-18. A roll call vote was taken. Voting aye: Bruhn, Billingsley, Van Winkle, Waldron (4). Voting nay: None (0). Abstain: None (0). Absent: Dreibelbis, Flood, Lukin (3). Motion carried.

**4. INVESTIGATIVE REPORTS AND CONFIDENTIAL INFORMATION RELATING TO APPLICATIONS – CLOSED SESSION**

**MOTION:** Waldron moved, seconded by Van Winkle, to enter into closed session at 10:08 a.m. Waldron announced that the purpose was to hear discussions of an investigative/confidential nature and for the prevention of needless injury to the reputation of the individuals. Bruhn repeated the motion purpose. A roll call vote was taken. Voting aye: Bruhn, Billingsley, Van Winkle, Waldron (4). Voting nay: None (0). Absent: Dreibelbis, Flood, Lukin (3). Motion carried.

10:09 a.m. - Bruhn departed meeting (conflict)  
10:22 a.m. - Dreibelbis entered meeting  
10:23 a.m. - Harrison departed meeting  
10:26 a.m. - Harrison entered meeting  
10:40 a.m. - Bruhn entered meeting  
10:55 a.m. - Cue and Newman departed meeting

11:02 a.m. - Waldron departed meeting  
11:03 a.m. - Waldron entered meeting

**MOTION:** Dreibelbis moved, seconded by Van Winkle, to enter into open session at 11:07 a.m. A roll call vote was taken. Voting aye: Billingsley, Bruhn, Dreibelbis, Van Winkle, Waldron (5). Voting nay: None (0). Absent: Flood, Lukin (2). Motion carried.

11:07 a.m. - Break  
Dr. Ullman entered meeting

Moved to agenda item 6.

## **6. UPDATE PROVIDED BY DR. DANIEL ULLMAN**

- PSYPACT, the Psychology Interjurisdictional Compact

Dr. Ullman thanked the Board for participating in the PSYPACT webinar. He distributed information on the legislative bill. Chiles reported that the bill had been amended to LB 1034 and LB 1034 was a priority bill. Dr. Ullman stated there was no opposition to the PSYPACT. He provided a document identifying the requirements for PSYPACT eligibility. Lester asked what would happen if a licensee was discipline in a state and they were a Compact member. Dr. Ullman responded if a Compact member was disciplined, they would be removed from the Compact. Dr. Ullman stated that if the Compact passes, there will be more webinars on telepsychology and available platforms. He said the purpose of the Compact was to better serve the underserved.

- Results from the 407 Review of the RxP Proposal

Dr. Ullman stated the website contained all of the reports and input. He commented the steps in the process were:

1. Technical Review Committee review. They determined the application met 5 of 6 criteria. Dr. Ullman stated he felt the Technical Review Committee did a good job.
2. Board of Health review. Five members were for it, 8 were against, and 1 abstained.
3. Director for the Division of Public Health (Dr. Williams) review.

11:29 a.m. - Break  
Dr. Ullman departed the meeting  
11:55 a.m. - Meeting resumed

Moved to agenda item 5.

## **5. REVIEW AND RECOMMENDATIONS – OPEN SESSION**

### **a. Applications, Education and Reinstatements**

#### **Amanda Reed - Psychologist**

**MOTION:** Billingsley moved, seconded by Van Winkle, to issue the license based on the internship and post-doctoral experience meeting the requirements. A roll call vote was taken. Voting aye: Billingsley, Bruhn, Dreibelbis, Van Winkle, Waldron (5). Voting nay: None (0). Absent: Flood, Lukin (2). Motion carried.

Moved to agenda item 7.

## **7. REGULATIONS (172 NAC 155); CONTINUED REVIEW AND DISCUSSION, STARTING WITH SECTION 010 (EXAMINATION)**

Bruhn reported that she and Waldron had met with Susan Feyen, the representative from the Board of Mental Health Practice, to discuss the definition of major mental illness. They looked at definitions from

other states and decided they did not want to list specific diagnoses. They did not want the diagnoses listed because often insurance only pays for the specific diagnoses listed in the regulations.

They presented the Board with a draft for a definition of mental and emotional disorder. The draft started with a general definition of mental and emotional disorder and then listed 4 areas of a behavioral and psychological syndrome which were 1) Feeling, Mood, Affect; 2) Cognitive; 3) Social/Legal and 4) Self-Care/Basic Needs. . The draft stated "The behavioral or psychological syndrome includes at least (a) moderate impairment in at least 4, (b) severe impairment in two or (c) extreme impairment in one of the following areas:..." The Board decided for moderate, the number should be 3 instead of 4. They removed severe in a couple places where it was not needed, and removed clearly at the suggestion of Lester.

Van Winkle discussed that there needed to be a distinction between Mental and Emotional Disorder and Major Mental and Emotional Disorder and the draft did not seem to do that. The Board discussed using the first paragraph of the draft as Mental and Emotional Disorder and the rest as Major Mental and Emotional Disorder. For major mental and emotional disorder in the regulations there was discussion about keeping items one and four. In the draft psychological was changed to emotional.

Flood had sent an email asking how the definition responded to the development of children and adolescents. Bruhn will speak to Flood to obtain her input. Bruhn and Flood will meet again with the Board of Mental Health representative

For the examination section of the regulations, it was agreed it would be written in more general statements as examinations and procedures change over time.

For continuing education, the Nebraska Psychological Association was added as a provider organization and the requirement of 3 hours in ethics each renewal period.

## **8. PRIOR BUSINESS**

- Summary of Discussion with Members of the Board of Mental Health Practice Regarding the Definition of Major Mental Disorder

This was addressed in the above agenda item.

## **9. NEW BUSINESS**

### **a. Correspondence**

- Association of State and Provincial Psychology Boards

Chiles will respond to their request regarding denials.

- American Psychological Association

There was no report.

- Nebraska Psychological Association

There was no report.

## **10. UPDATES/REPORTS**

- 2018 Legislative Session

LB 686 – Adopt the Psychology Interjurisdictional Compact which has been amended into LB 1034.

LB299 – Adopt the Occupational Board Reform Act and change procedures for rules and regulations. The bill includes regulation reform and regulations being reviewed every five years. Also has a section on petitioning a Board to review an individual's convictions prior to their making application for a license. The bill is ready for final reading.

LB 834 – Provide for waiver of certain occupational and licensing fees. It has not moved forward.

LB 836 – Provide for minors' consent to certain mental health services. It has not moved forward

LB 982 – Provide for persons eighteen years of age or older to consent to certain behavioral health services. The bill is on general file.

LB 891 – Prohibit discrimination in the provision of services as prescribed under the Psychology Practice Act.

1:04 p.m. - Lukin entered the meeting

- Licensure and Examination Statistics / Administrative Penalties / Disciplinary and Non-Disciplinary Action Reports

Disciplinary actions since January 2018:

Paul Chleborad – Revoked 2-23-18  
Wesley Sime – Nondisciplinary Assurance of Compliance

Examination results since January 2018:

Jurisprudence – 4 pass  
EPPP – 2 pass, 1 fail

Statistics:

30 Days Temporary Practice – 4  
Provisionally Licensed Psychologist – 37  
Psychological Assistant – 105  
Psychologist – 550  
Psychologist Associate – 1  
Special Psychologist – 6  
Temporary Psychologist - 1

Bruhn said there was a document with information about surrounding states on how they address discrimination and sexual orientation. Chiles will provide this document for the members.

Lukin asked about the regulation where a psychologist can only supervise 4 individuals. Chiles stated the draft does not include this limitation, but it will be addressed further at the next meeting.

## **11. ADJOURNMENT**

There being no further business, Bruhn declared the meeting adjourned at 1:16 p.m.

Respectfully submitted,

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Mary Fran Flood, PhD, Secretary  
Board of Psychology

Summarized by: Nancy Herdman, Health Licensing Coordinator – Licensure Unit